

Allen Owen, Mayor
Eunice Reiter, Mayor Pro Tem
Jerry Wyatt, Councilmember
Barbara Gibson, Councilmember



Buddy Jimerson, Councilmember
Brett Kolaja, Councilmember
Cynthia Gary, Councilmember
Caroline Kelley, City Attorney
Frank Simpson, City Manager
Patrice Fogarty, City Secretary

CITY COUNCIL MEETING MINUTES

City Council of the City of Missouri City, Texas, met in regular session **Monday, February 2, 2009**, at the City Hall Council Chambers, Second Floor, 1522 Texas Parkway, Missouri City, Texas, at **7:00 p.m.** to consider the following:

1. ROLL CALL

Mayor Owen called the meeting to order at 7:00 p.m.

Those also present: Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja; City Manager Simpson, City Attorney Kelley, and City Secretary Fogarty. Absent: Councilmember Gary.

2. PLEDGE OF ALLEGIANCE

The *Pledge of Allegiance* was led by the Clements High School NJROTC.

3. PRESENTATIONS AND RECOGNITIONS

A Missouri City 2008 year-end review was presented regarding the **conceptual master plan** for the **Quail Valley parks projects** and **Commercial Development** in Missouri City. Director of Parks and Recreation Snook addressed City Council regarding the Quail Valley Conceptual plan for the parks projects. Economic Development Coordinator Graf presented the Commercial Development in Missouri City.

Mary Ruth Smith, 2802 Cypress Point Dr., Missouri City, spoke on behalf of the Quail Valley Patio Homes, and addressed the easement along La Quinta to 15 green and borders the parking lot across from the clubhouse and the driving range and requested the City's assistance for beautifying the area.

4. CONSENT AGENDA

- (a) Consider approving the **minutes** of the **regular and special** City Council meeting of **January 20, 2009**, and the minutes of the special City Council meeting of **January 23, 2009**.
- (b) Authorize the Mayor to execute and the City Secretary to attest an **Interlocal Agreement** between **Meadowcreek Utility District** and the City of Missouri City for **solid waste billing and collection services**.

Councilmember Jimerson moved to approve the Consent Agenda pursuant to recommendations by Staff. Councilmember Gibson seconded. **MOTION PASSED.**

Ayes:	Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes:	None
Absent:	Councilmember Gary

5. APPOINTMENTS

- (a) Consider **reappointment** of the **Municipal Court Judge**.

Mayor Pro Tem Reiter moved to **re-appoint Robert Richter** as **municipal court judge**. Councilmember Kolaja seconded. **MOTION PASSED.**

Ayes:	Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes:	None
Absent:	Councilmember Gary

- (b) Consider **reappointment** of **Temporary Judges of Municipal Court**.

Mayor Pro Tem Reiter moved to **re-appoint Debra Champagne and Kelly Crow as Temporary Municipal Court Judges**. Councilmember Kolaja seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

- (c) Consider an **appointment** to the board of directors of the **Reinvestment Zone Number Three, City of Missouri City**.

Councilmember Jimerson moved to **appoint Sharon Jurica to Position 9**, with a term expiring December 3, 2009 to the **Reinvestment Zone Number Three, City of Missouri City**. Councilmember Gibson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

- (d) Consider appointing members to the **Transportation Policy Council (TPC)** and the **Technical Advisory Committee (TAC) for the Houston-Galveston Area Council**.

Mayor Pro Tem Reiter moved to appoint the **Director of Public Works/City Engineer Scott Elmer** as primary and **Project Manager Valerie Ruda** as alternate to both the **Transportation Policy Council (TPC)** and **Technical Advisory Committee (TAC)** for the Houston-Galveston Area Council. Councilmember Jimerson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

6. AUTHORIZATIONS BY COUNCIL

- (a) Consider authorizing the City Manager to execute a professional services agreement for **construction management services** for the **reconstruction of El Dorado Golf Course**.

Councilmember Wyatt moved to authorize the City Manager to execute a professional services agreement with **MUI Services, L.L.C.** for **reconstruction of El Dorado Golf Course** in the amount of \$74,238.00. Councilmember Gibson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

- (b) Consider authorizing the Mayor to execute an **Interlocal Agreement** with **Missouri City Development Authority** for the provision of **administrative and legal services by City staff**.

Councilmember Wyatt moved to authorize the Mayor to execute an **Interlocal Agreement** with **Missouri City Development Authority** for the provision of **administrative and legal services by City staff**. Councilmember Kolaja seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

- (c) Consider authorizing the Mayor to execute a contract with **Reinvestment Zone Number Three, City of Missouri City** for the provision of **administrative and legal services by City staff**.

Councilmember Kolaja moved to authorize the Mayor to execute a contract with **Reinvestment Zone Number Three, City of Missouri City** for the provision of **administrative and legal services by City staff**. Councilmember Jimerson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

- (d) Consider authorizing the City Manager to execute and the City Secretary to attest a **Fire Protection Agreement** by and between the City of Missouri City and **Fort Bend County Municipal Utility District Number 149**.

City Manager Simpson stated the Fire Protection Agreement requires the payment of fees to the City based on the total number of residential units and square footage of commercial usage within the district. This amount is to be adjusted annually pursuant to the most recently published Consumer Price Index. The current monthly fee is proposed in the agreement as \$8.23 for each residential unit connected to the public water supply system and for each increment of 2,000 square feed of building floor area for improved nonresidential property connected to the public water supply system.

Councilmember Gibson moved to authorize the City Manager to execute and the City Secretary to attest a **Fire Protection Agreement** by and between the City of Missouri City and **Fort Bend County Municipal Utility District Number 149**. Councilmember Jimerson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

7. PUBLIC COMMENTS

There were no public comments at this time.

8. PUBLIC HEARINGS

There were no Public Hearings at this time.

9. PUBLIC HEARINGS AND CONSIDERATION OF ZONING ORDINANCES

There were no Public Hearings and Consideration of Zoning Ordinances at this time.

10. CONSIDERATION OF ORDINANCES

- (a) Consider an ordinance of the City of Missouri City, Texas, **changing the boundaries of Reinvestment Zone Number Two, City of Missouri City**; by the exclusion of 12.098 acres of land in **Lakeshore Harbour**; containing findings and provisions related to the foregoing subject; providing for severability; and to **consider the ordinance on the first of two readings**.

Councilmember Kolaja moved to approve the ordinance **changing the boundaries of Reinvestment Zone Number Two, City of Missouri City**; by the exclusion of 12.098 acres of land in **Lakeshore Harbour on the first of two readings**. Councilmember Jimerson seconded. **MOTION PASSED.**

Ayes: Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes: None
Absent: Councilmember Gary

11. CONSIDERATION OF RESOLUTIONS

- (a) Consider a resolution of the City Council of the City of Missouri City, Texas, supporting the designation and implementation of the **Brazos River Paddling Trail**.

Councilmember Wyatt moved to approve the resolution supporting the designation and implementation of the **Brazos River Paddling Trail**. Mayor Pro Tem Reiter seconded. **MOTION PASSED.**

Ayes:	Mayor Owen, Mayor Pro Tem Reiter, Councilmembers Wyatt, Jimerson, Gibson and Kolaja
Noes:	None
Absent:	Councilmember Gary

12. RECEIVING OF REPORTS

There were no reports on this agenda.

13. CLOSED EXECUTIVE SESSION

At 7:55 p.m., Council convened in closed executive session pursuant to chapter 551 of the Texas Government Code, for one or more of the following reasons:

Texas Government Code, Section 551.071 -- Consultation with attorney regarding pending or contemplated litigation: litigation regarding tax situs.

Texas Government Code, Section 551.072 -- Deliberation regarding the purchase, exchange, lease or value of real property: property within the Quail Valley Subdivision: tennis center.

14. RECONVENE INTO OPEN SESSION

Council reconvened into open session at 8:35 p.m., no action taken at this time.

15. ADJOURN

The meeting adjourned at 8:35 p.m.

Patrice Fogarty, City Secretary